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Approved for use through 10/31/2023
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Application Number

10/751,183

Filing Date

February 18, 2004

First Named Inventor

Mike Nipke

Group Art Unit

Not Yet Assigned

Examiner Name

Not Yet Assigned

Total Number of Pages in This Submission

4

Attorney Docket Number

14335US02

ENCLOSURES (check all that apply)

- | | | |
|--|---|--|
| <input type="checkbox"/> Fee Transmittal Form | <input type="checkbox"/> Assignment Papers
(for an Application) | <input type="checkbox"/> After Allowance Communication to Group |
| <input type="checkbox"/> Fee Attached | <input type="checkbox"/> Drawing(s) (sheets) | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences |
| <input type="checkbox"/> Amendment/Reply | <input type="checkbox"/> Licensing-related Papers | <input type="checkbox"/> Appeal Communication to Group
<i>(Appeal Notice, Brief, Reply Brief)</i> |
| <input type="checkbox"/> After Final | <input type="checkbox"/> Petition | <input type="checkbox"/> Proprietary Information |
| <input type="checkbox"/> Affidavits/declaration(s) | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input type="checkbox"/> Status Letter |
| <input type="checkbox"/> Extension of Time Request | <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address | <input type="checkbox"/> Other Enclosure(s) (please identify below): |
| <input type="checkbox"/> Express Abandonment Request | <input type="checkbox"/> Terminal Disclaimer | |
| <input checked="" type="checkbox"/> Information Disclosure Statement | <input type="checkbox"/> Request for Refund | |
| <input checked="" type="checkbox"/> PTO 1449/08A with no references | <input type="checkbox"/> CD Number of CD(s) _____ | |
| <input type="checkbox"/> Certified Copy of Priority Document(s) | | |
| <input type="checkbox"/> Response to Missing Parts/ Incomplete Application | | |
| <input type="checkbox"/> Response to Missing Parts | | |
| | Remarks | |

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual Name	McAndrews Held & Malloy, Ltd.		
Name (Print/type)	Joseph M. Barch	Registration No. (Attorney/Agent)	42,291
Signature			Date: April 14, 2004
EXPRESS MAIL DEPOSIT			
"Express Mail" mailing label number : EV 331532886US			
Date of Deposit: April 14, 2004			



UNITED STATES PATENT AND TRADEMARK OFFICE
(Docket No. 14335US02)

In the Application of:

Mike Nipke

Serial No.: 10/751,183

Filed: February 18, 2004

For: POWERED PATIO POLE
UMBRELLA

Examiner: Not Yet Assigned

Group Art Unit: Not Yet Assigned

INFORMATION DISCLOSURE STATEMENT

Mail Stop DD
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. § 1.97-1.98 and in compliance with the duty of disclosure set forth in 37 C.F.R. § 1.56, it is respectfully requested that the following references be considered in the examination of the above-identified patent application:

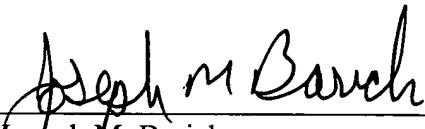
<u>U.S. Pat. No.</u>	<u>Date</u>	<u>Name</u>
2,087,537	07/20/1937	Finkel
4,174,532	11/13/1979	Kelley
5,053,931	10/01/1991	Rushing
5,331,524	07/19/1994	Tseng
5,463,535	10/31/1995	Vest
5,769,000	06/23/1998	Dunfey
6,017,188	01/25/2000	Benton
6,323,431	11/27/2001	Lin

6,612,713	09/02/2003	Kuelbs
6,659,616	12/09/2003	Bilotti
6,668,845	12/30/2003	Lin et al.

The above-identified references are listed on the attached PTO Form 1449. This submission is in no way intended as an admission that the above-cited reference constitutes prior art. Applicant expressly retains the right to take any actions necessary to remove the above-cited references from the available prior art. Consideration of the above-identified references in the examination of the present patent application is respectfully requested.

The Commissioner is hereby authorized to charge any additional fees that may be required or credit any overpayment to Account No. 13-0017.

Respectfully submitted,



Joseph M. Barich
Registration No. 42,291
Attorney for Applicant

April 14, 2004
Date

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FORM PTO-1449 LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT (use several sheets if necessary)	SERIAL NO. 10/751,183	CASE NO. 14335US02
	FILING DATE February 18, 2004	GROUP ART UNIT Not Yet Assigned
	APPLICANT(S): Mike Nipke	

REFERENCE DESIGNATION
U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS/ SUBCLASS	FILING DATE
A1	2,087,537	07/20/1937	Finkel		
A2	4,174,532	11/13/1979	Kelley		
A3	5,053,931	10/01/1991	Rushing		
A4	5,331,524	07/19/1994	Tseng		
A5	5,463,535	10/31/1995	Vest		
A6	5,769,000	06/23/1998	Dunfey		
A7	6,017,188	01/25/2000	Benton		
A8	6,323,431	11/27/2001	Lin		
A9	6,612,713	09/02/2003	Kuelbs		
A10	6,659,616	12/09/2003	Bilotti		
A11	6,668,845	12/30/2003	Lin et al.		
A12					
A13					

FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	COUNTRY	CLASS/ SUBCLASS	TRANSLATION YES	NO
A14						
A15						
A16						
A17						
A18						

EXAMINER INITIAL	OTHER ART (Including Author, Title, Date, Pertinent Pages, etc.)	
A19		
A20		
A21		
A22		
A23		
A24		

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.